

State of Arizona  
Senate  
Forty-eighth Legislature  
Second Regular Session  
2008

## **SENATE BILL 1485**

### **AN ACT**

AMENDING TITLE 36, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-113; AMENDING TITLE 43, CHAPTER 6, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 43-621; RELATING TO INDIVIDUAL INCOME TAX REFUNDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2       Section 1. Title 36, chapter 1, article 1, Arizona Revised Statutes,  
3 is amended by adding section 36-113, to read:

4           36-113. Autism research fund: exemption: definition

5           A. THE AUTISM RESEARCH FUND IS ESTABLISHED CONSISTING OF MONIES  
6 RECEIVED PURSUANT TO SECTION 43-621.

7           B. SUBJECT TO LEGISLATIVE APPROPRIATION, THE DIRECTOR SHALL SPEND  
8 MONIES IN THE FUND AS GRANTS AWARDED TO NONPROFIT AND FOR-PROFIT  
9 ORGANIZATIONS EXCLUSIVELY FOR THE PURPOSE OF AUTISM RESEARCH, INCLUDING  
10 RESEARCH INTO EFFECTIVE TREATMENTS FOR AUTISM.

11          C. THE DIRECTOR SHALL ADMINISTER THE FUND. ON NOTICE FROM THE  
12 DIRECTOR, THE STATE TREASURER SHALL INVEST AND DIVEST MONIES IN THE FUND AS  
13 PROVIDED BY SECTION 35-313, AND MONIES EARNED FROM INVESTMENT SHALL BE  
14 CREDITED TO THE FUND. MONIES IN THE FUND ARE EXEMPT FROM THE PROVISIONS OF  
15 SECTION 35-190 RELATING TO LAPSING OF APPROPRIATIONS.

16          D. FOR THE PURPOSES OF THIS SECTION, "AUTISM" HAS THE SAME MEANING  
17 PRESCRIBED IN SECTION 36-551.

18          Sec. 2. Title 43, chapter 6, article 1, Arizona Revised Statutes, is  
19 amended by adding section 43-621, to read:

20           43-621. Contribution to autism research fund

21          A. THE DEPARTMENT SHALL PROVIDE A SPACE ON THE INDIVIDUAL INCOME TAX  
22 RETURN FORM IN WHICH THE TAXPAYER MAY DESIGNATE AN AMOUNT OF THE TAXPAYER'S  
23 REFUND AS A VOLUNTARY CONTRIBUTION TO THE AUTISM RESEARCH FUND ESTABLISHED BY  
24 SECTION 36-113.

25          B. AFTER SUBTRACTING ANY SETOFF FOR DEBTS PURSUANT TO SECTION 42-1122,  
26 THE DEPARTMENT OF REVENUE SHALL SUBTRACT THE DESIGNATED AMOUNT FROM THE  
27 REFUND DUE THE TAXPAYER AND TRANSFER IT TO THE DEPARTMENT OF HEALTH SERVICES  
28 FOR DEPOSIT IN THE AUTISM RESEARCH FUND. THE DEPARTMENT OF REVENUE SHALL  
29 DETERMINE THE INITIAL ADMINISTRATIVE COST OF THIS SECTION AND REPORT THE  
30 AMOUNT TO THE DEPARTMENT OF HEALTH SERVICES. THE DEPARTMENT OF HEALTH  
31 SERVICES SHALL TRANSFER THAT AMOUNT TO THE STATE GENERAL FUND.

32          C. THE TAXPAYER MAY ALSO DONATE ANY AMOUNT TO THE AUTISM RESEARCH  
33 FUND, IN LIEU OF OR IN ADDITION TO THE DESIGNATED PORTION OF THE TAX REFUND,  
34 BY AN APPROPRIATE INDICATION ON THE RETURN AND BY INCLUDING THAT AMOUNT WITH  
35 THE RETURN.

36           Sec. 3. Retroactivity

37          Section 43-621, Arizona Revised Statutes, as added by this act, applies  
38 retroactively to taxable years beginning from and after December 31, 2007.